

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On February 28, 2007, Applicant's representative submitted an Information Disclosure Statement in the above-identified patent application. The Information Disclosure Statement is attached hereto as Exhibit A.

On August 7, 2007, the Examiner issued an Office Action for the above-identified case. The Office Action was accompanied by a List Of References Cited By Applicant And Considered By Examiner. This list included the aforementioned Information Disclosure Statement of February 28, 2007, but the other art reference, “DEFINITY”, was struck-through. The Office Action contained no indication of why the reference was not considered. The Office Action, including the pertinent page from the List Of References Cited By Applicant And Considered By Examiner, is attached hereto as Exhibit B.

Applicant's representative hereby respectfully requests that the "DEFINITY" reference listed in the Information Disclosure Statement of February 28, 2007, be considered by the Examiner.

Although no fees are believed due in connection with this communication, please charge any fees deemed necessary to Deposit Account No. 19-1970. If additional information is required please contact the undersigned.

Respectfully submitted,

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